

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

CARPENTERS HEALTH & SECURITY  
TRUST OF WESTERN WASHINGTON, et al.

NO. CV12-2033 MJP

Plaintiffs

ORDER TO COMPEL  
PRODUCTION OF RECORDS

v.

RONALD S. GALLAGHER, et ux.,  
dba R & R FAB & CRANE

Defendant

Pursuant to Plaintiff Trust Funds' Motion for entry of an Order to Compel Production of Records, and the Court having considered the pleadings on file, including the declaration of Mary L. Stoll and, given that Defendant Ronald S. Gallagher, et ux., dba R & R Fab & Crane has failed to respond as required by FRCP 34 to Plaintiffs discovery requests, and, being otherwise generally advised, it is hereby

///

///

ORDER TO COMPEL  
PRODUCTION OF RECORDS—1  
Case No. CV12-2033 MJP

1           **ORDERED** that Defendant shall produce and make available for inspection all payroll  
2 records covering the period March 2009 forward. The records to be made available include, but  
3 are not limited to:

- 4           1. Time cards and time books;
- 5           2. Check registers, check stubs, bank statements, and canceled checks;
- 6           3. Payroll journals and cash disbursements journals;
- 7           4. Earning record cards, compensation records, or other such forms that reflect each  
employee's payment history;
- 8           5. Payroll tax reports to Federal and State agencies, including
  - 9           (a) Form 941—Quarterly Reports to Internal Revenue Service (Social  
Security);
  - 10           (b) Forms SF 7578—Quarterly Reports to State Department of Labor &  
Industries (Industrial Insurance);
  - 11           (c) Form 5208—Quarterly Reports to State Employment Security Department  
(Unemployment Compensation);
  - 12           (d) Form W-2—Annual Wage and Tax Statement; and
  - 13           (e) Form W-4—Employee's Withholding Allowance Certificate.

16           ///

17           ///

18           ///

19           ///

20           ///

21           ///

22           ///

ORDER TO COMPEL  
PRODUCTION OF RECORDS—2  
Case No. CV12-2033 MJP

1                   **IT IS FURTHER ORDERED** that Defendant shall contact Plaintiffs' Auditors,  
2 Clifton Larsen Allen, LLP, telephone 425-250-6100, no later than two weeks from the date this  
3 Order is served on Defendant, to arrange a mutually convenient time a location for auditors'  
4 inspection of Defendants' payroll records. The clerk is ordered to provide copies of this order to  
5 all counsel.

6                   DATED April 3, 2013

7                   

8                   Marsha J. Pechman  
9                   Chief United States District Judge

10                  Presented by:

11                  s/ Mary L. Stoll

12                  Mary L. Stoll, WSBA No. 16446  
13                  Law Offices of Mary L. Stoll, PLLC  
14                  2033 Sixth Avenue — Suite 993  
15                  Seattle WA 98121-2527  
16                  Telephone 206-623-2855  
17                  Fax 206-667-9805  
18                  Email marys@mlstoll-law.com

19  
20  
21  
22  
  
23                  ORDER TO COMPEL  
24                  PRODUCTION OF RECORDS—3  
25                  Case No. CV12-2033 MJP